IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION

CIVIL APPLICATION NO. 182 OF 2007
IN
SECOND APPEAL NO. 406 OF 1990

Smt. Malan Chandiram Kudale
@ Malan Namdeo Jadhav ..Applicant

Vs.

1. Shri Panditrao Janba Jadhav
and ors. ..Respondents

Mr. K.N. Kore for applicant.

CORAM: B.H. MARLAPALLE, J.

Date : April 24, 2007.

P.C.:

1. Heard Mr. Kore the learned counsel for the applicant. Second Appeal No. 406 of 1990 has been decided by this court on 22/12/1990 and in the said appeal the present applicant was impleaded as the respondent. Her name is written as "Malan Chandiram Kudale".

2. It is now contended that the said name was her maiden name and her name, on marriage, was changed to

"Malan W/o Namdeo Jadhav and Namdeo died on 16/6/1969.

3. However, it is seen from the record of the Lower Appellate Court i.e. Regular Civil Appeal No. 50 of 1985 that the applicant's name was shown as Malan Chandiram Kudale. It would be, therefore, necessary for the applicant to approach the courts below i.e. trial court as well as the Lower Appellate Court to get her name corrected in the proceedings i.e. Regular Civil Suit No. 265 of 1978 and Regular Civil Appeal No. 50 of 1985.

4. The application is, therefore, disposed with liberty to the applicant to approach this court after the courts below decide her application for correction of her name.

5. Certified copy is expedited.

(B.H. Marlapalle,J.)